



03/04/99

REQUEST FOR FILING A PATENT APPLICATION UNDER 35 CFR 1.53(b)

A

| DOCKET NO. | ANTICIPATED CLASSIFICATION OF THIS APPLICATION | PRIOR APPLICATION EXAMINER | ART UNIT |
|------------|--|----------------------------|----------|
| TN-1444-A | CLASS SUBCLASS | | 2745 |
| | | | |

The Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

jc530 U.S. PTO
09/262751
03/04/99

This is a request for filing a X continuation divisional application under 37 CFR §1.53(b), of pending prior application number 09/153,621, filed on September 15, 1998, now pending.

1. XX Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior application number 09/153,621, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

XX The filing fee is calculated below:

| Fee | Number Filed | Number Extra | Rate | Fee |
|---|--------------|--------------|------------|-------------------|
| Basic Fee | | | | \$760.00 |
| Total Claims | - <u>45</u> | = 25 | X \$ 18.00 | \$450.00 |
| Indep. Claims | - <u>6</u> | = 3 | X \$ 78.00 | \$234.00 |
| Multiple Dep. (Claim(s) (if applicable) | | | + \$260.00 | \$ |
| TOTAL FEES | | | | \$1,444.00 |

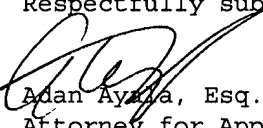
2. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
 was filed in prior application number / and such status is still proper and desired (37 CFR 1.28(a)).
3. XX The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 02-2548. A duplicate copy of this sheet is enclosed.
4. A check in the amount of \$ is enclosed.
5. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
6. XX The inventor(s) of the invention being claimed in this application is (are): Roger Q. Smith

REQUEST FOR FILING PATENT APPLICATION
UNDER 37 CFR 1.53(b) (PAGE 2)

7. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:
8. ☒ Amend the specification by inserting before the first line of the first sentence: "This is a X continuation, division, of pending application serial no. 09/153,621, filed September 15, 1998, now pending."
9. ☐ New formal drawings are enclosed.
10. ☐ Priority of foreign application number _____ filed on _____, in _____ is claimed under 35 U.S.C. 119.
_____ The certified copy has been filed in prior application number _____/_____,
filed _____.
11. ☐ A preliminary amendment is enclosed.
12. ☒ The prior application is assigned of record to Black & Decker Inc., at Reel _____, Frame _____ of the assignment records of the US PTO. - NOT AVAILABLE (RECORDED ASSIGNMENT NOT YET RECEIVED)
13. ☒ Also enclosed:
New Assignment and Declaration
14. ☒ The power of attorney in the prior application is to:
- a. ☒ The power of attorney appears in the original papers in the prior application.
- b. ☒ Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)

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Respectfully submitted,


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Registration No. 38,373

March 3, 1999
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☐ Inventor(s)
☐ Assignee of complete interest
☒ Attorney or agent of record
☐ Filed under 37 CFR 1.34 (a)
Registration number if action under 37 CFR 1.34(a) _____

PTO/SB/13

"Express Mail" mailing label number EI044971154US, Date of Deposit March 4, 1999 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Susan C. Hesson
(Printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)